

## PRELIMINARY DRAFT No. 3275

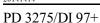
## PREPARED BY LEGISLATIVE SERVICES AGENCY 2014 GENERAL ASSEMBLY

## **DIGEST**

**Citations Affected:** IC 9-13-2-150.7; IC 9-25-8; IC 9-29-10-1.

**Synopsis:** Financial responsibility for motor vehicles. Specifies that the term "registration" in certain motor vehicle law concerning financial responsibility includes the license plate issued in connection with the registration of a vehicle. Provides for suspension of a vehicle registration as a consequence of operation of the vehicle without financial responsibility in effect. Increases driver's license reinstatement fees for reinstatements after December 31, 2013. Requires proof of future financial responsibility for five years for three or more offenses of operating a vehicle without financial responsibility in effect.

Effective: July 1, 2014.





A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 9-13-2-150.7 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: **Sec. 150.7.** "**Registration**", for purposes of IC 9-25-8, with respect to a vehicle, includes the license plate that is issued by the bureau in connection with the registration of the vehicle.

SECTION 2. IC 9-25-8-2, AS AMENDED BY P.L.59-2013, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. (a) A person who knowingly:

(1) operates; or

- (2) permits the operation of; a motor vehicle on a public highway in Indiana without financial responsibility in effect as set forth in IC 9-25-4-4 commits a Class A infraction. However, the offense is a Class C misdemeanor if the person knowingly or intentionally violates this section and has a prior unrelated conviction or judgment under this section.
  - (b) Subsection (a)(2) applies to:
    - (1) the owner of a rental company under IC 9-25-6-3(f)(1); and
  - (2) an employer under IC 9-25-6-3(f)(2).
- (c) In addition to any other penalty imposed on a person for violating this section, the court shall recommend the suspension of the person's driving privileges for at least ninety (90) days but not more than one (1) year. However, if, within the five (5) years preceding the conviction under this section, the person had a prior unrelated conviction under this section, the court shall recommend the suspension of the person's driving privileges **and vehicle registration** for one (1) year.
- (d) Upon receiving the recommendation of the court under subsection (c), the bureau shall suspend the person's driving privileges **and vehicle registration**, **as applicable**, for the period recommended by the court. If no suspension is recommended by the court, or if the

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1	court recommends a fixed term that is less than the minimum term
2	required by statute, the bureau shall impose the minimum period of
3	suspension required under this article.
4 5	SECTION 3. IC 9-25-8-6, AS ADDED BY P.L.59-2013, SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
6	· · · · · · · · · · · · · · · · · · ·
7	2014]: Sec. 6. (a) This section applies to a person: (1) who is convicted of;
8	(2) against whom a judgment is entered for;
9	(3) against whom the bureau has taken administrative action for;
10	or
11	(4) who the bureau otherwise determines was;
12	operating a motor vehicle without financial responsibility in violation
13	of this article.
14	(b) A person described in subsection (a) must provide proof of
15	future financial responsibility:
16	(1) for a first or second offense, for a period of three (3) years;
17	or
18	(2) for a third or subsequent offense, for a period of five (5)
19	years;
20	beginning on the date on which the suspension of the person's driving
21	privileges terminates.
22	SECTION 4. IC 9-29-10-1 IS AMENDED TO READ AS
23	FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. (a) The fee for the
24	reinstatement of a driving license that was suspended under IC 9-25 is
25	as follows:
26	(1) For a first suspension, one two hundred fifty dollars (\$150).
27	(\$250).
28	(2) For a second suspension, two five hundred twenty-five dollars
29	(\$225): (\$500).
30	(3) For a third or subsequent suspension, three hundred one
31	thousand dollars (\$300). (\$1,000).
32	(b) The following amount of each fee paid under this section shall
33	be deposited in the financial responsibility compliance verification
34	fund established by IC 9-25-9-7:
35	(1) Of the fee paid for reinstatement after a first suspension, one
36	hundred twenty dollars (\$120).
37	(2) Of the fee paid for reinstatement after a second suspension,
38	one hundred ninety-five dollars (\$195).
39	(3) Of the fee paid for reinstatement after a third or subsequent
40	suspension, two hundred seventy dollars (\$270).
41	(c) If:
42	(1) a person's driving license is suspended for registering or
43	operating a vehicle in violation of IC 9-25-4-1;
44	(2) the person is required to pay a fee for the reinstatement of the
45	person's license under this section; and
46	(3) the person later establishes that the person did not register or

1	operate a vehicle in violation of IC 9-25-4-1;
2	the fee paid by the person under this section shall be refunded.
3	SECTION 5. [EFFECTIVE JULY 1, 2014] (a) IC 9-29-10-1, as
4	amended by this act, applies to reinstatement of a driving license
5	after December 31, 2014.
6	(b) This SECTION expires January 1, 2015

